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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 ROY A. DAY,

10 Plaintiff

11 v.

12 STATE OF FLORIDA,

13 Defendant.

CASE NO. C14-367RSM

ORDER RE: PROPOSED COMPLAINT

14 This matter comes before the Court on an application to proceed in forma pauperis
15 (“IFP”) and proposed complaint filed by Plaintiff Roy A. Day on February 3, 2020. Dkt. #24.
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17 Mr. Day is currently under a Pre-Filing Restrictive Order entered on May 21, 2014. Dkt.
18 #19. Pursuant to this Order:

19 (2) Should Mr. Day proceed to initiate future claims in this District, any application
20 for in forma pauperis (“IFP”) status submitted by Mr. Day shall be subject to review
21 by the Court prior to approval.

22 (3) Together with any proposed complaint, Mr. Day must file a copy of this Order
23 and signed Motion for Leave to File. In the Motion for Leave to File, Mr. Day shall
24 1) provide a concise explanation of the factual and legal basis for the claim or
25 claims presented; (2) certify that the complaint does not arise out of the 2009
26 stalking incident or seek to avoid sanctions imposed by the Middle District of
Florida; (3) certify that the claim or claims have not been dismissed with prejudice
by this or any other court; and (4) provide a statement as to the basis for jurisdiction
and venue in the Western District of Washington.

1 (4) If the Court determines that Mr. Day has failed to comply with these conditions,
2 his IFP application shall be denied without further notice.

3 *Id.* at 11–12.

4 Mr. Day has failed to comply with the above requirements. He has not included a copy
5 of the Pre-Filing Order or a signed Motion for Leave to File with the above four required
6 elements. These failures require denial of the IFP application under the Pre-Filing Order. Mr.
7 Day's proposed complaint will not be posted at this time.

8 Accordingly, the Court hereby FINDS and ORDERS that Mr. Day's proposed IFP
9 application is DENIED.

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11 Dated this 3 day of February 2020.

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14 RICARDO S. MARTINEZ
15 CHIEF UNITED STATES DISTRICT JUDGE
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